

SEP 21 2006

**WSGL WEINGARTEN, SCHURGIN, GAGNEBIN & LEOVICI LLP**

*Intellectual Property Law*  
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Ten Post Office Square  
Boston, Massachusetts 02109  
Tel. 617.542.2290 • Fax. 617. 451.0313  
www.wsglip.com

**FACSIMILE COVER SHEET**

DATE: September 21, 2006

TO: Examiner Robert C. Scheibel  
TC Art Unit: 2616

Fax No.: (571) 273 8300

FROM: Stanley M. Schurgin

No. of pages transmitted  
(including this page): 5

Our File: CETA-001XX

Time:

Your Ref:

Sent by: Diana

Application No. 09/746,744  
Filed Date: December 22, 2000  
Confirmation No.: 6878


A confirmation copy of this transmission will not be mailed unless the following is checked: ☐ MESSAGE

**PLEASE DELIVER DIRECTLY TO:**  
**EXAMINER ROBERT C. SCHEIBEL, Tel. (571) 272-3169**  
**TC ART UNIT NO: 2616**

**FOR ENTRY**

Enclosed for filing please find a Request for Continued Examination Under 37 C.F.R. §1.114.

The Commissioner is hereby authorized to Charge Deposit Account No. 23-0804 for any additional filing fees associated with this communication or credit any overpayment.

  
Attorney for Applicant: Stanley M. Schurgin  
Registration No. 20,979

341820.1

**THIS MESSAGE MAY CONTAIN CONFIDENTIAL OR PRIVILEGED INFORMATION INTENDED ONLY FOR THE PERSON(S) IDENTIFIED ABOVE. IF IT HAS BEEN RECEIVED AT ANY OTHER PLACE OR HAS NOT BEEN CLEARLY RECEIVED, PLEASE CALL THE ABOVE IDENTIFIED SENDING PARTY COLLECT FOR INSTRUCTIONS. DO NOT SHOW OR DISTRIBUTE THIS MESSAGE TO ANYONE OTHER THAN THE INTENDED RECIPIENT(S). THANK YOU.**

SEP 21 2006

Application No.: 09/746,744  
Filed: December 22, 2000  
TC Art Unit: 2616  
Confirmation No.: 6878

Rev 9/06

WEINGARTEN, SCHURGIN, GAGNEBIN & LEOVICI LLP  
Ten Post Office Square  
Boston, Massachusetts 02109  
Telephone: (617) 542-2290  
Telecopier: (617) 451-0313

Via Facsimile

COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, VA 22313-1450

Date: September 21, 2006

Attorney

Docket No.: CETA-001XX

Sir:

In re application of: Steven A. Rogers

Entitled: NETWORK SWITCH WITH PACKET SCHEDULING

Transmitted herewith is a Request for Continued Examination Under 37 C.F.R. §1.114 in the above-identified application. The following checked items are applicable:

- ☒ This is a Request for Continued Examination under §1.114; authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$790.00) per §1.17(e).  
☒ Enter the unentered amendment previously filed on August 14, 2006 per §1.116.

☐ Small Entity Status is asserted.

☐ A Petition for Extension of Time for \_\_\_ month is hereby made under §1.136(a); authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$\_\_\_\_\_) per §1.17.

☒ In the event a Petition for Extension of Time is required by this paper and not otherwise provided, such Petition is hereby made and authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of such extension.

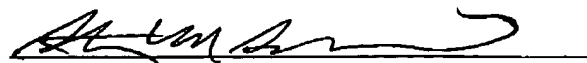
☐ Other:

| CLAIMS AFTER AMENDMENT:   | MINUS PRIOR PAID CLAIMS: | EQUALS PRESENT EXTRA CLAIMS: | RATE:        | ADDITIONAL FEE: |
|---|--------------------------|------------------------------|--------------|-----------------|
| Independent   | 5 - 5                    | = 0                          | x \$200.00 = | 0               |
| Total   | 44 - 44                  | = 0                          | x \$ 50.00 = | 0               |
| <input type="checkbox"/> Multiple Dependent Claims (1st presentation)   |                          |                              | + \$360.00 = | 0               |
| SUBTOTAL ADDITIONAL FEE   |                          |                              |              | 0               |
| Small Entity filing, divide by 2. Small Entity status must be asserted. |                          |                              |              | 0               |
| TOTAL ADDITIONAL FEE  |                          |                              |              | 0               |

☒ No additional fee. ☐ The fee has been calculated above; authorization is provided herewith to charge Deposit Account No. 23-0804 (\$\_\_\_\_\_) for the cost of same.

☒ The Commissioner is hereby authorized to charge payment of any additional filing fees under §1.16 associated with this communication or credit any overpayment to Deposit Account No. 23-0804.

I hereby certify that this correspondence is being sent via facsimile to Examiner Robert C. Scheibel, TC Art Unit 2616, Fax No. (571) 273 8300, on 9/21/06.

  
Attorney of Record: Stanley M. Schurgin  
Registration No.: 20,979

SMS/dmc

SEP 21 2006

Rev 07/06

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

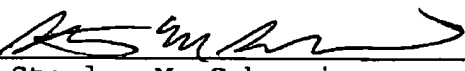
In re application : Steven A. Rogers  
 Application No. : 09/746,744  
 Filed : December 22, 2000  
 Confirmation No. : 6878  
 For : NETWORK SWITCH WITH PACKET SCHEDULING  
 Examiner : Robert C. Scheibel  
 Attorney's Docket : CETA-001XX

TC Art Unit: 2616

\*\*\*\*\*

I hereby certify that this correspondence is being sent via  
 facsimile to Examiner Robert C. Scheibel, TC Art Unit 2616, Fax  
 No. (571) 273 8300, on 9/21/06.

By:

  
 Stanley M. Schurgin  
 Registration No. 20,979  
 Attorney for Applicant(s)

\*\*\*\*\*

REQUEST FOR CONTINUED EXAMINATION (RCE)  
UNDER 37 C.F.R. §1.114

VIA FACSIMILE  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination of the above-  
 identified application. Authorization is provided herewith to  
 charge Deposit Account No. 23-0804 for the cost of same (\$790.00)  
 per §1.17(e).

[X] Enter the unentered amendment previously filed on August 14,  
 2006 per §1.116.

- 1 -

09/22/2006 MBINAS 00000037 230804 09746744  
 01 FC:1801 790.00 DA

Application No.: 09/746,744  
Filed: December 22, 2000  
TC Art Unit: 2616  
Confirmation No.: 6878

Transmitted herewith are the following:

- ☐ Amendment/Reply
- ☐ Affidavit/Declaration
- ☐ Information Disclosure Statement
- ☐ A Petition for Extension of Time for \_\_\_\_ month(s) is hereby made, under provisions of §1.136(a); authorization is provided herewith to charge Deposit Account No. 23-0804 in the amount of (\$\_\_\_\_\_) for the cost of same
- ☐ Other: \_\_\_\_\_